

article; and 502 (f) (1)—the labeling of the article failed to bear adequate directions for use.

**DISPOSITION:** The defendant entered a plea of not guilty on 1-13-55, and the case came on for trial before a jury on 6-27-55. On 6-28-55, after presentation of the Government's evidence, the defendant changed his plea to guilty, and on 7-8-55, was sentenced to 8 months in prison and fined \$250.

**4788. Rutinfusion.** (F. D. C. No. 37900. S. No. 11-836 M.)

**QUANTITY:** 1 50-lb. drum at East Paterson, N. J., in possession of Merit Food Co., Inc.

**SHIPPED:** 1-1-55, from Station Yard, Wokingham, Berkshire, England, by Rutin Products, Ltd.

**ACCOMPANYING LABELING:** Leaflets designated "Rutinfusion makes 'Life as on a Summer's Day' " and "Rutinfusion (Technical Information)" and a number of printed package labels, the front panel bearing the statement "Merit rutinfusion \* \* \* Sole Distributor Merit Food Co., Inc. 890 River Drive East Paterson, N. J. Weight 2 Oz. Net" and the back panel bearing the statement "Rutin is described as being non-toxic \* \* \* Rutinfusion is specially grown and processed leaves and flowers of the buckwheat plant."

**RESULTS OF INVESTIGATION:** The package labels and leaflets were prepared locally for the consignee and were intended for use by the consignee as labeling for the article in 2-ounce packages for distribution for retail sale.

**LIBELED:** 3-23-55, Dist. N. J.

**CHARGE:** 502 (a)—the labeling of the article while held for sale contained false and misleading representations that the article was an adequate and effective treatment for overcoming capillary fragility; maintaining and restoring normal capillary strength; overcoming hypertension; preventing vascular accidents such as paralytic strokes; maintaining normal capillary strength for persons receiving medical treatment with thiocyanate drugs, salicylate drugs, and arsenical drugs; controlling pulmonary hemorrhage; overcoming internal bleeding; reducing the feeling of strain and fatigue after heavy or prolonged effort; strengthening the tiny blood vessels of the brain and body so that they may resist the effect of atomic fission; overcoming bodily failure after middle age; preventing premature decay; overcoming paralytic strokes caused by high blood pressure, eye conditions due to high blood pressure, and all forms of weakness of the circulatory system; preventing apoplexy and retinal hemorrhage; overcoming gastric hemorrhage and bleeding from the gums; preventing or delaying the advent of any ailments associated with age; strengthening and toning up the whole circulatory system, leaving the blood vessels vigorous and elastic; and for the treatment of asthma; and 502 (f) (1)—the labeling of the article when shipped failed to bear adequate directions for use for the purposes for which it was intended.

**DISPOSITION:** 4-27-55. Default—destruction.

**4789. Mineral oil.** (F. D. C. No. 37582. S. Nos. 7-803/4 M.)

**QUANTITY:** 2,300 gallons in 1 tank, at Oklahoma City, Okla., in possession of Roisman Products Co.

**SHIPPED:** 12-15-54, from Whiting, Ind.

**ACCOMPANYING LABELING:** Loose bottle labels bearing the following printed matter: "American Mineral Oil U. S. P. Heavy Contents 1 Pint Kent Directions Dose: One teaspoonful to one tablespoonful 2 or 3 times daily, or